IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

Writ Petition No.6062 of 2006

Auto Body (Bombay) Pvt Ltd & anr ..Petitioners

Vs

The State of Maharashtra and Ors. .. Respondents.

Mr G.R. Joshi with Mr. Subodh S Kurdukar for the petitioners.
Mr. P.I Khemani AGP for State
Mr., R.G.Ketkar for respondent No. 2 and 3
Mr Jayesh Bhatt for respondent Nos. 4 to 7 and 9.

CORAM: H.S. BEDI, C.J., &
V.M. KANADE, J.
DATE: OCTOBER 11, 2006.

P.C.:-

We have heard the learned counsel for the parties at some length. We have also perused the affidavit in reply filed by the respondents. In the affidavit in reply filed by Shri A.G Dingrani on behalf of respondents and in particular respondent Nos.5, 6,7, 9, 10, 12,13, and 14 it is clear that cogent reasons have been given as to why the tender of the petitioner has been rejected. In such a case this court cannot sit in appeal over the decision of the respondents. The learned counsel for the petitioner however apprehends that the manner in which the contract has been denied to the petitioner is effectively an order of black listing. We find no cause for this plea. In the affidavit in reply it has been categorically stated that the

petitioner has not been blacklisted in respect of future contracts. In this view of the matter we find no substance in the petition .

The petition is accordingly dismissed.

CHIEF JUSTICE

V.M.KANADE J.